

Feb. 23. 2009 12:53PM

No. 0003 P. 2/5

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23 February 2009

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Please submit to:

Mail Stop PGPub  
Director of the US Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

Or by fax to: 571-273-6500

ATTN: Refunds

Re: US Application 09/888,336;  
Atty Docket BLFR 1004-1

Dear Sir/Madam,

The issue fee due on February 25, 2009 for the above-referenced patent application was electronically paid on Monday, February 23, 2009.

Attached is the fee worksheet showing that the publication fee of \$300 was paid. Also attached, is the non-publication request submitted with the application. Since there is no publication fee due in connection with this application, and the excess fee was inadvertently submitted, we believe that the a refund in the amount of \$300 is in order.

The Commissioner is hereby authorized to credit our Deposit Account No. 50-0869 (BLFR 1004-1) in the amount of \$300.

Best regards,

Adjustment date: 02/26/2009 BPOWELL  
02/23/2009 INTEFSW 00007983 09888336  
01 FC:1504 -300.00 OP

Encl. Ref: 02/26/2009 BPOWELL 0016055300  
Name/Number: 12077683  
\$300.00 CR  
Ernest J. Beffel, Jr.  
Reg. No.: 43,489

Electronic Patent Application Fee Transmittal				
Application Number:	09888336			
Filing Date:	22-Jun-2001			
Title of Invention:	A METHOD OF COMPARING PRORATED INVENTORY BUDGETS AND SIMULATED FUTURE INVENTORY			
First Named Inventor/Applicant Name:	Robert E. Dvorak			
Filer:	Ernest John Beffel Jr./Nicole Pannoni			
Attorney Docket Number:	BLFR 1004-1			
Filed as Small Entity				
Utility under 35 USC 111(a) Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total In USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Publ. Fee- early, voluntary, or normal	1504	1	300	300
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Utility Appl Issue fee	2501	1	755	755

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No. 0003 P. 4/5

Description	Fee Code	Quantity	Amount	Sub-Total In USD(\$)
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				1055

PTO/SB/35 (11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	ROBERT DVORAK et al.
Title	A METHOD AND APPARATUS FOR OTB ANALYSIS
Atty Docket Number	BLFR 1004-1

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

22 June 2001

Date



Signature

ERNEST J. BEFFEL, JR. REG. NO. 43,489

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

**Burden Hour Statement.** This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 8 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

09688336.062201

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23 February 2009

**FACSIMILE TRANSMITTAL FORM**

FAX NUMBER:	571-273-6500
TRANSMITTED TO:	ATTN: Refunds
OF:	USPTO
FROM:	Ernest J. Beffel, Jr.
CLIENT/MATTER:	BLFR 1004-1
DATE:	23 February 2009

TOTAL NUMBER OF PAGES INCLUDING THIS COVER SHEET:	5
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